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| Response to Notice to Comply under 37 CFR 1.821- 1.825 | Attorney Docket No.: SAEG129.016APC First Named Inventor: Ohmiya et al. Int'l Application No.: PCT/JP04/06362 US Application No.: 10/555,544 Entered National Phase: November 4, 2005 Title: MULTIPLE GENE TRANSCRIPTION ACTIVITY ASSAY SYSTEM |
| | Date: October 24, 2006 Page 1 of 2 |
| Direct all correspondence to Customer No.: 20995 | |

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October 24, 2006

(Date)


 Eric Ives, Reg. No. 50,928

Applicant herewith submits to the US Designated/Elected Office (DO/EO/US) the following items and other information:


- (X) Copy of the Notification to Comply under 37 CFR 1.821-1.825 dated August 25, 2006.
- (X) Preliminary Amendment in 3 pages.
- (X) Sequence Submission Statement.
- (X) Paper copy of Sequence Listing in 37 pages.
- (X) Sequence Listing in CRF.
- (X) Return prepaid postcard.

FILING FEES NOT YET PAID:

| FEE CALCULATION | | | | |
|--------------------|-------------------|--------------|----------------------|------------|
| FEE TYPE | | LARGE FEE | CALCULATION | TOTAL |
| Late Oath/Decl. | 37 CFR § 1.492(h) | 1617 (\$130) | | \$0 |
| Excess Claims | 27 - 27 = 0 | 1615 (\$50) | 0 x 50 = | \$0 |
| Excess Ind. Claims | 6 - 6 = 0 | 1614 (\$200) | 0 x 200 = | \$0 |
| Multiple Claim | 37 CFR § 1.492(f) | 1616 (\$360) | | \$0 |
| | | | SUB TOTAL | \$0 |
| | | | TOTAL FEE DUE | \$0 |

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The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 11-1410.



Eric Ives
Registration No. 50,928
Agent of Record
Customer No. 20,995
(805) 547-5580

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SAE129.016APC
DEA/EB1 (gm)

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|-----------------------------|-----------------------|------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 10/555,544 | Yoshihiro Ohmiya | SAE129.016APC |

INTERNATIONAL APPLICATION NO.

PCT/JP04/06362

I.A. FILING DATE

04/30/2004

PRIORITY DATE

05/06/2003

20995

KNOBBE MARTENS OLSON & BEAR LLP
2040 MAIN STREET
FOURTEENTH FLOOR
IRVINE, CA 92614

CONFIRMATION NO. 9022

371 FORMALITIES LETTER



OC000000019472919

Date Mailed: 08/25/2006

**NOTIFICATION TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS
CONTAINING NUCLEOTIDE AND/OR AMINO ACID SEQUENCE DISCLOSURES**

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- This application clearly fails to comply with the requirements of 37 CFR 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", **as well as an amendment specifically directing its entry into the application.** Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- For Patent Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patent Software Program Help @ ebc@uspto.gov

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

INDIA L EVANS

Telephone: (703) 308-9140 EXT 212

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/555,544 | PCT/JP04/06362 | SAE129.016APC |

FORM PCT/DO/EO/922 (371 Formalities Notice)